

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 029318/0109

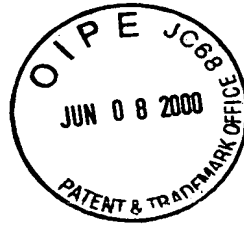
In re Patent Application of

Bosch et al.

Serial No. 09/190,138

Filed: November 12, 1998

For: AEROSOLS COMPRISING NANOPARTICLE DRUGS



Group Art Unit: 1615

Examiner: McQueenley, P.

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56 and 37 CFR §1.97**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Submitted herewith on a modified Form PTO-1449 is a listing of documents known to applicant in order to comply with applicants' duty of disclosure pursuant to 37 CFR 1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §§1.97-1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The instant Information Disclosure Statement is believed to be filed in accordance with 37 CFR §1.97(c), subsequent to the mailing date of a first Office Action on the merits,

but prior to receipt of a final action. Therefore, the fee specified in 37 CFR §1.17(p) is submitted herewith.

Applicant respectfully requests that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

Respectfully submitted,

June 8, 2000  
Date

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Michele M. Schafer  
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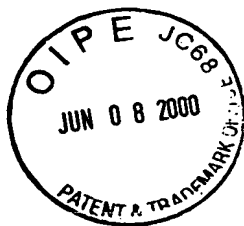
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**CONCISE EXPLANATION OF  
RELEVANCE OF EACH DOCUMENT**

The foregoing documents came to Applicants' attention during a search of the corresponding PCT application. A copy of the PCT search report is attached.

**TIMING OF THE DISCLOSURE**

This information disclosure statement is being filed subsequent to the mailing of a first office action on the merits under 37 CFR §1.97(c)(1)(e). Applicants make the following certification.

**CERTIFICATION**

The undersigned hereby certifies in accordance with 37 CFR 1.97(e)(1) that each item of information contained in the information disclosure statement was

Serial No. 09/190,138

cited in the PCT Search Report not more than three months prior to the filing of the statement.

Applicants respectfully request that the listed document be considered by the Examiner and formally be made of record in the present application and that an initialled copy of Form PTO-1449 be returned in accordance with MPEP §609.

Respectfully submitted,

June 8, 2000  
Date

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